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FEDERAL COMMUNICATIONS COMMISSION
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BEFORE THE

Federal Communications Commission

-----X
In the Matter of: : Docket Number.
JUPITER, FLORIDA : 92-114
-----X

Date: September 11, 1992

Place: Washington, D.C.

Pages: 41 - 160

Capital Hill Reporting

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BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION

- - - - - x

In the matter of: : Docket Number 92-114
JUPITER, FLORIDA :

- - - - - x

The above-entitled matter came on for
hearing, pursuant to Notice before Walter Miller,
Administrative Law Judge, at 2000 L Street N.W.,
Washington, D.C., in Courtroom Number 1, on Friday,
September 11, 1992, at 8:30 a.m.

APPEARANCES:

On behalf of Robert Taylor:

RICHARD CARR, Esquire
5528 Trent Street
Chevy Chase, Maryland 20815

On behalf of Jupiter Broadcasting Corporation:

JOSEPH A. BELISLE, Esquire
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1 APPEARANCES: (Continued)

2 On behalf of the Chief, Mass Media Bureau

3 NORMAN GOLDSTEIN, Esquire

4 Federal Communications Commission

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7 Washington, D.C. 20554

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1	I N D E X			
2	WITNESS	DIRECT	CROSS	REDIRECT RECROSS
3	None			
4				
5	EXHIBITS	IDENTIFIED	RECEIVED	
6	Joint Engineering No. 1	49	50	
7	Taylor No. 1	52	60	
8	Taylor No. 2	65	65	
9	Taylor No. 3	67	67	
10	Taylor No. 4	68	80	
11	Taylor No. 5	81	85	
12	Taylor No. 6	86	93	
13	Taylor No. 7	94	107	
14	Taylor No. 8	108	112	
15	Taylor No. 9	113	118	
16	Taylor No. 10	119	121	
17	Taylor No. 11	122	123	
18	Jupiter No. 1	125	126	
19	Jupiter No. 2	126	127	
20	Jupiter No. 3	129	135	
21	Jupiter No. 4	136	137	
22	Jupiter No. 5	138	139	
23	Jupiter No. 6	140	141	
24	Jupiter No. 7	141	142	
25				

P R O C E E D I N G S

(Time Noted: 8:30 a.m.)

JUDGE MILLER: This is the date for the Phase One evidentiary admission session in the Jupiter, Florida renewal proceeding, MM Docket 92-114. We are here today so that you can formally identify and offer the exhibits you exchanged back on August 25, 1992, and I'll rule on any objections to those exhibits.

And before, we get started, however, let's take some appearances. For Robert B. Taylor?

MR. CARR: Richard Carr, Your Honor.

JUDGE MILLER: For Jupiter Broadcasting Corporation?

MR. BELISLE: Joseph Belisle.

JUDGE MILLER: For the Chief, Mass Media Bureau?

MR. GOLDSTEIN: Norman Goldstein.

JUDGE MILLER: Mr. Belisle, I'll call your attention to a mistake that I used to make all the time. I read where you referred to these people as the Broadcast Bureau.

MR. BELISLE: Oh. I am sorry, Your Honor.

JUDGE MILLER: That's all right. I used to do it all the time.

Before I ask you if you have any preliminary

1 matters, let me first give you a procedural report. As
2 you know, we have three motions to enlarge outstanding.
3 I referred to those at the August 25, 1992 pre-hearing
4 conference. I have finished drafting a ruling on one
5 of those three. However, I have no legal tech, and as
6 soon as my legal tech comes in, back on Monday, she'll
7 go to work on that.

8 I am working on a second one. The third one,
9 the reply is not yet due, not yet ripe for -- so it is
10 not ripe for hearing. As I have indicated, I will try
11 to get to those as soon as I can, consistent with my
12 other duties in my other dockets.

13 Do you have any preliminary matters that you
14 wish to bring up, Mr. Carr?

15 MR. CARR: Your Honor, only to state that I
16 have brought with me the engineering exhibits, which I
17 did not have at the exhibit exchange session, and I
18 have already provided to the court reporter an original
19 and one copy of the engineering exhibits.

20 JUDGE MILLER: All right. And they are no
21 different than that which was exchanged on August 14,
22 1992?

23 MR. CARR: That is correct, Your Honor, no
24 changes have been made.

25 JUDGE MILLER: Okay. So all I will need to

1 do, for my purposes, is put an identifying number on
2 the document that you gave me on August 14?

3 MR. CARR: That is correct, Your Honor.

4 JUDGE MILLER: We'll get to that in just a
5 minute. All right?

6 Any other? Now, Mr. Carr, I have indicated
7 to you, informally, that I was not satisfied with the
8 jurats.

9 MR. CARR: Yes, Your Honor.

10 JUDGE MILLER: That accompanied your
11 exhibits, and that I wanted to be certain that we had a
12 person with firsthand knowledge sponsoring those
13 exhibits, and you have, you are prepared to make that
14 correction when it comes your time to make your
15 proffers, right?

16 MR. CARR: Yes, Your Honor. And I provided
17 copies of those amended jurats to Mr. Belisle and Mr.
18 Goldstein yesterday.

19 JUDGE MILLER: All right.

20 MR. GOLDSTEIN: Your Honor, for the record, I
21 did not receive them.

22 MR. CARR: I faxed them. But I have a set
23 here for you.

24 MR. BELISLE: I received mine, Your Honor.

25 JUDGE MILLER: All right. Well. Now,

1 another preliminary, do you have any other preliminary
2 matters, Mr. Carr?

3 MR. CARR: No, Your Honor.

4 JUDGE MILLER: Mr. Belisle, do you have any
5 preliminary matters?

6 MR. BELISLE: Only in this respect, Your
7 Honor, there was an exhibit, JBC Exhibit No. 7, that
8 was not exchanged, consisting of the standardized
9 integration statement of Jupiter Broadcasting Corp. I
10 would like to, I have made a copy available to Mr.
11 Carr, and I would just like to give a copy --

12 JUDGE MILLER: When it comes time for you to
13 put your materials out, why, you can just, you can give
14 me a copy, give Bureau's counsel a copy, and give two
15 copies, we'll just, we'll tack it right on at the end.

16 MR. BELISLE: Okay. Yeah, that's the only --

17 JUDGE MILLER: All right. All right. That's
18 the only thing you have.

19 Mr. Goldstein, do you have any preliminary
20 matters?

21 MR. GOLDSTEIN: No, Your Honor.

22 JUDGE MILLER: All right. Are you prepared
23 to proceed with the engineering, Mr. Carr?

24 MR. CARR: Yes, Your Honor.

25 JUDGE MILLER: All right.

1 MR. CARR: Your Honor, I have provided to the
2 court reporter an original and one copy of the Joint
3 Engineering Exhibit, which has been joined in by
4 Jupiter Broadcasting Company and Robert B. Taylor, and
5 that information was provided to the Mass Media Bureau
6 and there have been no requests for any additional
7 information or any revisions.

8 JUDGE MILLER: And you have made two copies
9 available to the court reporter?

10 MR. CARR: Yes, Your Honor.

11 JUDGE MILLER: What does it consist of?

12 MR. CARR: It consists of an engineering
13 statement by Sufa and Cavell, Consulting Engineers, and
14 attached to that, Your Honor, are contour data, a
15 coverage map and total areas and populations served in
16 a table, and available aural services in another table,
17 Your Honor.

18 JUDGE MILLER: All right.

19 MR. GOLDSTEIN: Question, Your Honor. Is
20 this the Joint Engineering Exhibit dated August 12,
21 1992?

22 JUDGE MILLER: On the cover sheet, is it
23 August 12, 1992?

24 MR. CARR: That is correct, Your Honor.

25 JUDGE MILLER: All right. And the statement

1 that you referred to is a five page statement, correct?

2 MR. CARR: That is correct, Your Honor.

3 JUDGE MILLER: All right. The document you
4 have just identified will be marked for identification
5 as Joint Engineering Exhibit No. 1.

6 (The document referred to was
7 marked for identification as
8 Joint Engineering Exhibit No.
9 1.)

10 JUDGE MILLER: Is there any objections or
11 comments that you wish to make about that exhibit, Mr.
12 Belisle?

13 MR. BELISLE: No, Your Honor, we have no
14 objection to its admission.

15 JUDGE MILLER: All right.

16 MR. BELISLE: We are willing to enter into a
17 stipulation regarding the significance of the data if
18 that's --

19 JUDGE MILLER: We'll take that up as soon as
20 we get the exhibit in evidence.

21 Any objections, Mr. Goldstein?

22 MR. GOLDSTEIN: No, Your Honor.

23 JUDGE MILLER: Joint Engineering Exhibit No.
24 1 is received.

25

1 (The document referred to,
2 having been previously marked
3 for identification as Joint
4 Engineering Exhibit No. 1, was
5 received in evidence.)

6 JUDGE MILLER: And at the pre-hearing
7 conference I indicated that there didn't appear to be
8 any reason that you couldn't reach a stipulation, put
9 it on the record, regarding what impact that exhibit is
10 going to have on the final outcome of this case. Are
11 you prepared to enter into a stipulation?

12 MR. BELISLE: Yes, Your Honor, we are
13 prepared to enter into a stipulation to the effect that
14 the differences in area and population are so slight
15 that they would not have an impact on the case.

16 JUDGE MILLER: And under served areas?

17 MR. BELISLE: And there are no under served
18 areas.

19 JUDGE MILLER: All right.

20 Is that stipulation satisfactory to you, Mr.
21 Carr?

22 MR. CARR: Yes, Your Honor. The engineering
23 statement states that both prospective service areas
24 presently have five or more authorized primary aural
25 services during daytime and nighttime hours, and that

1 there are no under served areas within the uncommon
2 proposed coverage areas.

3 JUDGE MILLER: All right.

4 MR. CARR: So I would agree that there
5 probably is no information of decisional significance
6 in the Joint Engineering Exhibit, Your Honor, as far as
7 comparative coverage.

8 JUDGE MILLER: No -- I heard the word
9 "probably", Mr. Carr, and it always raises a little
10 flag for me.

11 MR. CARR: I will eliminate the word
12 "probably", Your Honor.

13 JUDGE MILLER: Okay. You are willing to
14 enter into the stipulation, it would have no impact?

15 MR. GOLDSTEIN: Yes, Your Honor. I would
16 just, for the record, Your Honor, add that Table 2
17 indicates that the differences in population is one has
18 209, will serve 209,000 and one will serve 203,000, and
19 that is also not a significant enough difference to
20 warrant any --

21 JUDGE MILLER: All right. So you are willing
22 to enter into the stipulation too?

23 MR. GOLDSTEIN: Yes, Your Honor.

24 JUDGE MILLER: All right. The stipulation is
25 accepted, and that will take care of the engineering

1 aspect of this proceeding.

2 Are you prepared to proceed with your other
3 exhibits, Mr. Carr?

4 MR. CARR: Yes, Your Honor.

5 JUDGE MILLER: Proceed.

6 MR. CARR: Your Honor, I would like to have
7 marked, these exhibits, Your Honor, first of all, are
8 all bound in one volume and tabbed.

9 JUDGE MILLER: All right.

10 MR. CARR: I would like to have marked for
11 identification Robert B. Taylor Exhibit No. 1, which
12 consists of one page of text and an accompanying
13 declaration, Your Honor.

14 JUDGE MILLER: The document you have just
15 described will be marked for identification as Robert
16 B. Taylor Exhibit No. 1.

17 (The document referred to was
18 marked for identification as
19 Taylor Exhibit No. 1.)

20 JUDGE MILLER: Do you offer it in evidence?

21 MR. CARR: Yes, with one further comment,
22 Your Honor, it is the biographical sketch of Robert
23 Taylor, giving his background, and yes, I do offer it
24 into evidence.

25 JUDGE MILLER: All right. It is his version

1 of his background?

2 MR. CARR: Yes, Your Honor.

3 JUDGE MILLER: Any objections, Mr. Belisle?

4 MR. BELISLE: Yes, Your Honor. We object on
5 the grounds that Mr. Taylor's background is irrelevant
6 because he is not claiming to work -- well, to work
7 more than 20 hours a week consistently in his
8 integration statement. And his background, his
9 broadcast experience would be relevant as an
10 enhancement factor to integration, but it is our
11 position that, in claiming to work 25 hours per week
12 six to eight months a year, and eight hours per week
13 four to six months a year, Mr. Taylor has fallen well
14 below the standard for obtaining credit for integration
15 of ownership into management, and for that reason
16 should not, his broadcast experience should not be
17 relevant.

18 JUDGE MILLER: Mr. Goldstein, any comments on
19 that objection?

20 MR. GOLDSTEIN: We do not participate in that
21 aspect of the proceeding, Your Honor, but at some point
22 in time, if there is going to be further discussion on
23 the biographical sketch, for the record, I do have a
24 couple of suggestions that should be incorporated in
25 the text to correct.

1 JUDGE MILLER: Well, we'll get to you as soon
2 as we finish. I am going to, you know --

3 MR. GOLDSTEIN: That's fine, Your Honor.

4 JUDGE MILLER: Your objection is overruled.
5 Any further objections?

6 MR. BELISLE: No, Your Honor.

7 JUDGE MILLER: Mr. Goldstein.

8 MR. GOLDSTEIN: Yes, Your Honor. I think, if
9 the biographical sketch is to be thorough, it should
10 have some dates in there and, in terms of the
11 chronology, it is very difficult to tell from this what
12 years Mr. Taylor held various positions and I would
13 suggest that, for record purposes, it should be clear
14 when he was at WYB -- WBUK, the years he was WLKT and
15 so on, to get his background correctly.

16 JUDGE MILLER: Let me say that this poses a
17 problem. Can I allow, properly allow him to, having
18 given us in writing what he believes is his
19 biographical sketch, can I properly allow him to
20 upgrade it?

21 MR. GOLDSTEIN: I don't know if it is
22 upgrading, I mean he is telling what he did and the
23 thing, it seems to me, would be useful to know when he
24 did it. I don't think there's --

25 JUDGE MILLER: Let me say this, Mr. Belisle,

1 I am not very happy with, for the very same reasons
2 that Mr. Goldstein indicates. In the first place, as
3 you probably are well aware, Mr. Carr and Mr. Belisle,
4 I like date of birth in my -- I mean I like to have a
5 biographical sketch give a picture to the appellate
6 body some day of who it is that was down here before
7 us. I don't have that.

8 I would, as part of the Bench's examination,
9 ask him for certain, ask him for various dates,
10 consistent with the statement Mr. Goldstein just made,
11 so I don't see any harm in asking him to produce those
12 dates. That's without going into some other questions
13 I have on cross-examination which would -- but that has
14 nothing to do with admissibility.

15 So let me say this to you, Mr. Carr, I think
16 your witness ought to be prepared on the 21st to supply
17 dates.

18 MR. CARR: Yes, Your Honor.

19 JUDGE MILLER: Especially in the upper half
20 of the statement where he just adds -- oh,
21 incidentally, could I have a copy of those
22 declarations?

23 MR. CARR: Oh, yes, Your Honor.

24 JUDGE MILLER: Now, do the exhibits that you
25 gave to the court reporter have the new jurats?

1 MR. CARR: They have them but they are not
2 bound in the volumes, Your Honor. I could get them
3 bound and I could take the copies back and have the
4 spiral popped and those pages put in. But, yes, there
5 are copies of the new --

6 JUDGE MILLER: Well, so far you have given me
7 something for 4, 5, 6, 7 and 8.

8 MR. CARR: That is correct, Your Honor, I did
9 not change, I did not do new jurats for the exhibits
10 prior to 4 -- 1, 2 and 3 -- or for 9, 10 and 11.

11 JUDGE MILLER: And why not?

12 MR. CARR: Well, the biographical sketch of
13 Robert Taylor, Your Honor, I did not think that he
14 needed a new jurat to explain where that information
15 came from. It is simply a statement of his own
16 background. It is a statement of fact, there are no
17 opinions or conclusions stated, it is just his
18 background.

19 JUDGE MILLER: But it contains facts that he
20 is responsible for. Did he gather those facts or did
21 somebody gather them for him?

22 MR. CARR: No, he gathered those facts, Your
23 Honor.

24 JUDGE MILLER: Well, then I don't see how
25 that is any different than 4, 5, 6, 7 and 8, Mr. Carr.

1 MR. CARR: Well, perhaps it was my
2 misunderstanding. I thought the problem with 4, 5, 6,
3 7 and 8 was where did the information come from.

4 JUDGE MILLER: That was part of the problem.
5 But the crux of the matter is that I want witnesses
6 giving jurats that have firsthand knowledge of the
7 document, and say so in the jurat. Now, that is the
8 basic problem.

9 MR. CARR: Yes, Your Honor. Since this was
10 his own personal information, Your Honor, I --

11 JUDGE MILLER: I don't care.

12 MR. CARR: Yes, Your Honor.

13 JUDGE MILLER: Don't you understand what I am
14 saying. There's probably 300 more facts that he could
15 have put in that biographical statement, and he chose
16 it. He, I think it was him, I'm not sure, decided to
17 select certain facts, exclude other facts.

18 MR. CARR: Yes, Your Honor.

19 JUDGE MILLER: Now, that is what happened if
20 he has firsthand knowledge, and I want him to so
21 indicate.

22 MR. CARR: This biographical sketch, Your
23 Honor, not only was, not only did the information come
24 from Mr. Taylor, he actually prepared it.

25 JUDGE MILLER: Well, then I think we ought to

1 have a jurat that says so.

2 MR. CARR: I will provide that, Your Honor.

3 JUDGE MILLER: And this is a two page,
4 because under my system of identification, Mr. Carr,
5 this is a two page document, a one page biography
6 bearing the caption "Biographical Sketch" and one page
7 bearing --

8 MR. CARR: A one page declaration.

9 JUDGE MILLER: A declaration.

10 MR. CARR: Attached declaration.

11 JUDGE MILLER: And I want an appropriate
12 declaration to replace page 2.

13 With that, are there any other, Mr. --

14 MR. GOLDSTEIN: Yeah, I think there should be
15 some further clarification of the last sentence on page
16 1 in the biographical sketch, as to the fact that WVSI-
17 FM is now the station in question, and that WVSI-AM
18 was, effectively the license was turned in, just so
19 that the information is all accurate.

20 JUDGE MILLER: Well, I think that is proper
21 cross-examination as to what has happened to WVSI. It
22 has now become WTRU, is that what you are saying?

23 MR. GOLDSTEIN: That is my understanding,
24 Your Honor.

25 JUDGE MILLER: FM. And also --

1 MR. GOLDSTEIN: The license for whatever
2 WVSI-AM became has been turned in.

3 JUDGE MILLER: That's right.

4 MR. GOLDSTEIN: And since it is not --

5 JUDGE MILLER: I don't think that has to do
6 with the admissibility of this statement.

7 MR. GOLDSTEIN: No, I am just saying it would
8 be nice if they were here, save time later.

9 JUDGE MILLER: Well, I think you understand
10 that he is going to be cross-examined and a lot of
11 these things that Mr. Goldstein brought out, if Mr.
12 Goldstein didn't bring them out on cross, I would be
13 bringing them out.

14 MR. GOLDSTEIN: Yes, Your Honor.

15 JUDGE MILLER: As a matter of adding some
16 meaning to this. And I can tell you now, when he takes
17 the stand, some things that I am going to want to
18 know. I am going to want to examine him about "I
19 purchased WXKE-FM in Fort Wayne, Indiana in December
20 1982 and am still a licensee and business manager of
21 this station." I am going to, I want to know what kind
22 of an operation he has there. Is it the same as he has
23 down, that he is running with the FM down there in
24 which he has, well, not abdicated, but leased out the
25 general managership to someone else?

1 In other words, I want to know whether this
2 man is a broadcaster or whether he is a leaser of
3 frequencies? And I am going to have some questions
4 about that.

5 MR. CARR: Yes, Your Honor.

6 JUDGE MILLER: All right. With that, with
7 those comments, and rulings, Taylor Exhibit No. 1 is
8 received.

9 (The document referred to,
10 having been previously marked
11 for identification as Taylor
12 Exhibit No. 1, was received in
13 evidence.)

14 JUDGE MILLER: The next one, Mr. Carr.

15 MR. CARR: I would like to have marked for
16 identification, Your Honor, Robert B. Taylor Exhibit
17 No. 2. It consists of one page of text and an
18 accompanying declaration. And it is entitled
19 "Statement on Integration of Ownership into
20 Management".

21 JUDGE MILLER: All right. The same comments
22 that I offered about that declaration, I offer, apply
23 here, Mr. Carr.

24 MR. CARR: Yes, Your Honor.

25 JUDGE MILLER: Any objections, Mr. Belisle?

1 MR. BELISLE: Yes, Your Honor. It is the
2 position of Jupiter Broadcasting Corp. that Mr.
3 Taylor's commitment to work six to eight months per
4 year, 25 hours per week, and four to six months per
5 year, eight hours per week at the station, is less than
6 that, the minimum acceptable to get credit for.

7 JUDGE MILLER: Well, then you don't have any
8 objection, you want this in? So that you can make a
9 finding and say, he admits what my legal position is.
10 Or do I misunderstand you, Mr. Belisle?

11 MR. BELISLE: Well, that, of course, would
12 happen if this were in. Yes.

13 JUDGE MILLER: What I am saying is. your
14 legal position has no bearing at this juncture on
15 whether this is admissible or inadmissible.

16 MR. BELISLE: Well, that is certainly
17 correct, it could come in as a conclusion of law.

18 JUDGE MILLER: No, this is what his intention
19 of fact is, and you would want to rely on that, from
20 what I have just heard, right?

21 MR. BELISLE: Yes, Your Honor. Yes, Your
22 Honor. I withdraw my objection.

23 JUDGE MILLER: Any other objection, Mr.
24 Belisle?

25 MR. BELISLE: No, Your Honor.

1 JUDGE MILLER: Mr. Goldstein.

2 MR. GOLDSTEIN: Again, Your Honor, I will not
3 participate in the question, but I thought, as a party
4 to the proceeding, I did review the statement, and I
5 found a couple of matters that I thought were, I should
6 point out for the record.

7 No. 1, in paragraph three, it talks about the
8 periods of time from October to May and July through
9 September, and to the best of my recollection, there is
10 a month of June somewheres in the year, that is not
11 covered.

12 MR. CARR: Yes, Your Honor. That last word
13 in that third sentence of the third paragraph should be
14 "June" and not "May".

15 MR. GOLDSTEIN: Then I would like to point
16 out, Your Honor, that Mr. Taylor filed a standardized
17 integration statement on, I believe it was the 4th day
18 of June, and there he says, "Normally, Mr. Taylor..."
19 at the bottom of paragraph C, it says, "Normally, Mr.
20 Taylor works from eight to 25 hours per week on WTRU
21 business matters." And in the next to the last
22 paragraph on page 1 of proposed Taylor Exhibit No. 2,
23 it says, "Mr. Taylor will work a minimum of
24 approximately 25 hours." And I think that that is a
25 disparity that, at some point in time, should be

1 resolved.

2 JUDGE MILLER: I see your --

3 MR. CARR: Your Honor, if I understand the
4 objection, if Mr. Goldstein is stating that the use of
5 the word "minimum" indicates that perhaps the number of
6 hours will exceed 25, I would be happy to agree to
7 strike the word "minimum".

8 Mr. Taylor is proposing 25 hours a week, he
9 was not saying that that was a minimum, that he would
10 be working more.

11 JUDGE MILLER: All right. Let me say this,
12 on the next to the last paragraph of page 1 of Exhibit
13 2, we'll strike the words "minimum of" and say "will
14 work approximately 25 hours a week".

15 In any event, I think you understand I am not
16 going to give him credit for anything more than 25, I
17 think you understand that.

18 MR. CARR: That's correct, Your Honor, that's
19 what we understand.

20 JUDGE MILLER: Now, to the extent that there
21 seems to be a variance, Mr. Carr, between the last two
22 paragraphs on the first page of Exhibit 2, and the last
23 sentence of page 1 on the standardized integration
24 statement, now, I brought that out at the beginning, at
25 the pre-hearing conference, and you indicated that it

1 was your position that these exhibits clarified that
2 last sentence.

3 MR. CARR: That's correct, Your Honor.

4 JUDGE MILLER: And that's your position.

5 MR. CARR: That's correct, Your Honor.

6 JUDGE MILLER: And I have no problem with
7 that. With the understanding -- well, let me back up.
8 I want to know how long it has been Mr. Taylor's
9 practice to work at the Florida station from
10 approximately October to June, and how long it has been
11 his practice to spend the summer months of July through
12 September at the summer cottage in Michigan.

13 And I'll frankly state that I think that I
14 read somewhere where he was indicating to people in the
15 month of August that if they wanted -- well, I am not
16 sure that the dates in some of the exhibits coincide
17 with this policy, and I'll just leave it go at that.

18 Mr. Goldstein.

19 MR. GOLDSTEIN: The section where it
20 describes Mr. Taylor's role as business manager, Your
21 Honor previously alluded, in Exhibit 1, that this would
22 be an appropriate subject for cross-examination, and I
23 think it would clearly be an appropriate subject for
24 cross-examination on Exhibit 2, just to describe his
25 role as licensee as compared to business manager and